

**WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP***Intellectual Property Law*  
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DATE: April 13, 2004

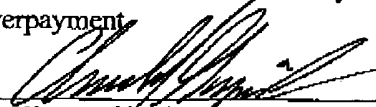
TO: Examiner Mary Ceperley  
TC Art Unit: 1641

Fax No.: (703) 872 9306

FROM: Charles L. Gagnebin III

No. of pages transmitted  
(including this page): **19**

Our File: MBP-010XX

Time: **4:30**Your Ref:  
Application No. 10/070,302  
Filed Date: May 1, 2002Sent by: **Mary Ellen**A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
**MESSAGE****PLEASE DELIVER DIRECTLY TO:**  
**EXAMINER MARY CEPERLEY, Tel. (703) 308-4239**  
**TC ART UNIT NO: 1641****FOR ENTRY**Enclosed for filing please find a: Supplemental Amendment and transmittal letter  
Declaration of Daniel R. Dietrich and Curriculum VitaeThe Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.  
Attorney for Applicant: Charles L. Gagnebin III  
Registration No. 25,467**THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.**

Application No.: 10/070.302  
 Filed: May 1, 2002  
 TC Art Unit: 1641  
 Confirmation No.: 2837

Rev 12/03

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP  
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 Telecopier: (617) 451-0313

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: April 13, 2004

Attorney

Docket No.: MBP-010XX

Sir:

In re application of: Daniel R. Dietrich, et al.

Entitled: CONGENER INDEPENDENT DETECTION OF MICROCYSTIN AND NODULARIN CONGENERS

Transmitted herewith is an supplemental amendment in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17(e).  
☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ is hereby appointed Associate Attorney by:  
 Registration No.:

Attorney of Record:

Registration No.:

☒ Other: Declaration of Daniel R. Dietrich and Curriculum Vitae

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 3	= 0	x \$86.00 =	0
Total	26 - 28	= 0	x \$18.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$290.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$ ) for the cost of same.

- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Mary Ceperley, TC Art Unit 1641, Fax No. (703) 872 9306, on 4-13-04.

SUBMIT IN TRIPLICATE

CLG:mes/304812-1

Attorney of Record: Charles L. Gagnebin III  
 Registration No.: 25,467

PAGE 2/19 \* RCVD AT 4/13/2004 4:29:21 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXR-1/8 \* DNIS:8729306 \* CSID:16176950892 \* DURATION (mm-ss):05-48

PATENT

Rev 12/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APR 13 2004

In re application : Daniel R. Dietrich, et al.  
Application No. : 10/070,302  
Filed : May 1, 2002  
Confirmation No. : 2837  
For : CONGENER INDEPENDENT DETECTION OF  
MICROCYSTIN AND NODULARIN CONGENERS  
Examiner : Mary Ceperley  
Attorney's Docket : MBP-010XX

OFFICIAL

TC Art Unit: 1641

\*\*\*\*\*  
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facsimile to Examiner Mary Ceperley, TC Art Unit 1641, Fax No.  
(703)872 9306, on 4-13-4.

By: 

Charles L. Gagnebin III  
Registration No. 25,467  
Attorney Applicant(s)

\*\*\*\*\*

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SUPPLEMENTAL AMENDMENT

*Officer*  
*Accl. : "*

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to our amendment filed March 3, 2004, in response to  
the office action dated September 3, 2003, enclosed is the  
Declaration of Daniel R. Dietrich and Curriculum Vitae as

WEINGARTEN, SCHURGIN,  
GAGNEBIN & LEBOVICZ LLP  
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